

LABATON SUCHAROW LLP

140 Broadway
New York, NY 10005
Telephone: 212 907 0700
Fax: 212 818 0477

*Attorneys for Intervenors Nancy Adame, Rebecca Adams,
Josh Ades, Heather Appleman, and Michael Atkinson-
Leon*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**IN RE: 23ANDME, INC., CUSTOMER
DATA SECURITY BREACH LITIGATION**

Case No. 24-md-03098-EMC

**DECLARATION OF MELISSA H.
NAFASH IN OPPOSITION TO
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

I, MELISSA H. NAFASH, declare as follows:

1. I am an attorney with the firm Labaton Keller Sucharow LLP (“Labaton”). My firm represents intervenors Nancy Adame, Rebecca Adams, Josh Ades, Heather Appleman, and Michael Atkinson-Leon (“Intervenors”), along with approximately 11,000 other individuals seeking to arbitrate their data privacy claims against 23andMe, Inc. (“23andMe”).

2. I respectfully submit this Declaration in opposition to the parties Motion for Preliminary Approval of Class Action Settlement. This Declaration is based upon my personal knowledge and if called to testify, I could and would do so competently as to the matters set forth herein.

3. On February 9, 2024, my firm sent 23andMe a claim notice letter to the physical address and email address listed in 23andMe’s Terms of Service, informing 23andMe of the claims

1 of 3,529 individuals who had retained Labaton to pursue recovery against 23andMe stemming from
2 privacy violations suffered in the data breach at issue in this class action. On February 22, 2024, my
3 firm sent a second claim notice letter on behalf of 1,984 additional clients. Having received no
4 response to either letter, on February 27, 2024, as a courtesy, I forwarded both of these notice letters
5 via email to 23andMe's counsel of record in this class action, along with an explanatory email inviting
6 discussion of a potential resolution of those claimants' claims. The same day, 23andMe's counsel
7 responded, and requested that future correspondence be directed "to Greenberg Traurig and not
8 23andMe going forward." A copy of that email chain is attached hereto as **Exhibit A**.

9 4. On March 7, 2024, 23andMe's counsel sent a responsive letter regarding the noticed
10 claims, in which it asserted a belief that certain noticed claimants were not affected by the data breach,
11 and "invit[ing] further conversations on this matter" as contemplated by the "pre-arbitration filing
12 Initial Dispute Resolution process set forth in 23andMe's Terms of Service." On April 25, 2024, I
13 responded to address these assertions and to provide notice of 4,055 additional individual claimants
14 who had retained Labaton to pursue claims against 23andMe. I also suggested a call between counsel
15 to discuss the claims and potential resolution. On May 1, 2024, 23andMe's counsel agreed to a call
16 the same day. A copy of that email chain is attached hereto as **Exhibit B**.

17 5. During the May 1, 2024 video conference call, I suggested that the parties execute a
18 tolling agreement that contemplated a mediation to resolve the claims of the 23andMe users
19 represented by Labaton. This would allow both sides to freely negotiate without the pressure of either
20 any applicable statute of limitations or potential arbitral fees. Counsel for 23andMe indicated by
21 email on May 3, 2024 that 23andMe was "agreeable to a tolling agreement," and that 23andMe could
22 "put together the draft terms on [their] end and circulate for [my] review." A copy of that email is
23 attached hereto as **Exhibit C**.

24 6. However, by May 17, 2024, 23andMe had not provided the promised "draft terms."
25 As such, I transmitted our own proposed draft to 23andMe's counsel via email, and asked them to
26 confirm that they still intended to engage in discussion of a tolling agreement. In response,
27 23andMe's counsel confirmed the same day that 23andMe was still "interested in concluding a tolling
28

1 agreement,” and later stated that they would “send edits hopefully later today” to our proposed draft.
2 When Labaton did not receive any proposed edits by May 22, 2024, I followed up with a request for
3 an update on May 22, 2024, but did not receive a reply. A copy of that email exchange is attached
4 hereto as **Exhibit D**.

5 7. On June 4, 2024, 23andMe finally provided their proposed edits to the tolling
6 agreement. Labaton responded nine days later, on June 13, 2024, with additional proposed language,
7 but once again we did not receive a response from 23andMe’s counsel. I followed up on June 24,
8 2024, but did not receive a response until June 27. Therein, 23andMe’s counsel suggested “set[ting]
9 a call for next week to talk through any open items.” Despite repeated requests by my firm, a call
10 was not scheduled until July 12, 2024. Counsel for 23andMe did not provide their latest comments
11 to the draft tolling agreement until after 11pm on July 11, 2024.

12 8. During the July 12, 2024 conference call, the issue of a provision in the draft tolling
13 agreement regarding the rights of Intervenor and Labaton’s other clients in the event of a class
14 settlement was discussed at some length. We suggested a provision wherein Intervenor and
15 Labaton’s other clients would be allowed to collectively opt-out via a single communication from
16 counsel rather than a much more burdensome (and expensive for both claimants and 23andMe)
17 individualized opt-out process. 23andMe rejected this possibility. However, because this appeared
18 to be the primary sticking point in reaching agreement, we agreed to propose alternative language
19 that only temporarily stayed application of any class settlement to the arbitration claimants my firm
20 represents, which we transmitted to 23andMe’s counsel on August 4, 2024.

21 9. Separately, in an email on July 16, 2024, counsel for 23andMe stated that they believed
22 “it would be helpful for [me] to speak directly with interim co-lead plaintiffs’ counsel regarding the
23 putative class action and settlement discussions,” and asked if we would like them to “make that
24 introduction.” I responded the same day that we would welcome such an introduction, but 23andMe
25 never followed through on its offer.

26 10. On August 20, 2024, having not received any response to our August 4 proposal to
27 finalize the tolling agreement, I once again reached out to 23andMe’s counsel requesting an update.

1 Given the nearly 4 months that had passed during the negotiation process, I informed 23andMe's
2 counsel that if agreement could not be reached by August 24, we would have no choice but to move
3 our clients' cases forward.

4 11. On August 22, 2024, 23andMe's counsel finally responded, providing a redline of the
5 proposed tolling agreement discussed above. Although the cover email did not mention it, a comment
6 bubble therein, pointing to an edit that deleted the entire opt-out provision the parties had been
7 negotiating, stated that 23andMe had agreed to a term sheet to settle this action, which 23andMe's
8 counsel claimed "d[id] not impair or burden arbitration rights." Other than this mischaracterization,
9 23andMe provided no information about the content or terms of the proposed settlement. At no point
10 prior to the public filing of the motion for preliminary approval of the class settlement were
11 Intervenor or their counsel informed that the parties intended to burden class members with an
12 onerous opt-out procedure or seek a preliminary injunction of pending or contemplated arbitrations.

13 12. The following day, I requested a conference call to discuss these developments, which
14 occurred on August 27, 2024. During that conference call, I inquired as to how the proposed
15 settlement would not burden or impair arbitration rights (as conveyed in the comment bubble) and
16 was told that, in fact, the proposed settlement would indeed resolve the claims of arbitration claimants.
17 I expressed that the claimants we represent intended to opt out of any settlement and immediately
18 initiate arbitration claims before JAMS since it was clear 23andMe had no intention to continue good-
19 faith negotiations of their claims in light of the proposed class settlement. Later that day, counsel for
20 23andMe sent a letter stating their belief that such arbitrations should instead be filed before another
21 arbitration administrator, National Arbitration and Mediation ("NAM") because of a dispute between
22 the parties as to which version of 23andMe's Terms of Service applied to users' disputes with it
23 regarding the data breach.

24 13. On August 29 and 30, several thousand claimants represented by Labaton, including
25 Intervenor, filed arbitrations against 23andMe before JAMS. The parties then wrote several letters
26 to JAMS administrators regarding the dispute as to whether JAMS or NAM should hear the claims.
27 On September 16, 2024, JAMS administrative staff ultimately did not make a determination as to
28

1 which version of the agreement (and therefore which arbitral body) controlled, but because the parties
2 did not all agree to proceed before JAMS, it declined to advance administration of the claims in
3 question pending agreement or a court order. As such, Intervenor and the other individuals
4 represented by Labaton intend to promptly re-file their arbitration demands before NAM.

5 I affirm that the foregoing is true under penalty of perjury under the laws of the state of New
6 York and the laws of the United States.

7
8 Dated: October 2, 2024

Respectfully submitted,

9
10 By: s/ Melissa H. Nafash
11 Melissa H. Nafash (*pro hac vice forthcoming*)
12 Labaton Keller Sucharow LLP
13 140 Broadway, 34th Fl.
14 New York, NY 10005
15 Tel: (212) 907-0700
16 Fax: (212) 818-0477
17 mnafash@labaton.com
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A

Schlow, Alexander F.

From: Rebekah.Guyon@gtlaw.com
Sent: Tuesday, February 27, 2024 2:22 PM
To: Nafash, Melissa; Ballon@gtlaw.com; ocarrollK@gtlaw.com
Cc: Gardner, Jonathan; Schlow, Alexander F.; Adam.Korn@gtlaw.com; Chrystal.Pham@gtlaw.com
Subject: [EXTERNAL]RE: 23andMe Notice Letters

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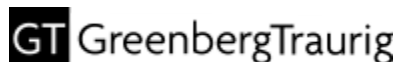
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Thank you, Melissa. Please send these communications to Greenberg Traurig and not 23andMe going forward so that we can promptly respond. We will be responding to both of these letters shortly.

Regards,

Rebekah S. Guyon
Shareholder

Greenberg Traurig, LLP
1840 Century Park East | Suite 1900 | Los Angeles, CA 90067-2121
T +1 310.586.7716 | F +1 310.586.0225
Rebekah.Guyon@gtlaw.com | www.gtlaw.com | [View GT Biography](#)



From: Nafash, Melissa <MNafash@labaton.com>
Sent: Tuesday, February 27, 2024 10:55 AM
To: Ballon, Ian (Shld-LA-SV-LT-IP-TECH-ENT) <Ballon@gtlaw.com>; Guyon, Rebekah S. (SHLD-LA-LT) <Rebekah.Guyon@gtlaw.com>; O'Carroll, Kristin (Assoc-SFO-LT) <ocarrollK@gtlaw.com>
Cc: Gardner, Jonathan <JGardner@labaton.com>; Schlow, Alexander F. <ASchlow@labaton.com>
Subject: 23andMe Notice Letters

EXTERNAL TO GT

Counsel,

We understand that you represent 23andMe, Inc. in connection with putative class action claims against it stemming from a data breach occurring in or around October of last year. As a courtesy, we attach two letters, sent to 23andMe via email and first class mail on February 9 and 22, 2024, providing notice of our clients' claims against 23andMe relating to the same data breach.

We welcome the opportunity to discuss a resolution of our clients' claims with 23andMe, but as of this email, we have received no response from 23andMe to either of our attached letters. In the event no resolution can be reached, our clients reserve all rights, including the right to initiate individual arbitrations against 23andMe pursuant to the terms of the operative Terms of Service.

Should you wish to discuss this matter, please contact me via email or at the phone number below.

Sincerely,
Melissa



Melissa H. Nafash | Partner

140 Broadway, New York, New York 10005

T: (212) 907-0861 | C: (201) 956-3572

E: mnafash@labaton.com | W: www.labaton.com

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EXHIBIT B

Schlow, Alexander F.

From: Cassidy.Kim@gtlaw.com
Sent: Wednesday, May 1, 2024 3:42 PM
To: Nafash, Melissa; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com;
Adam.Korn@gtlaw.com
Cc: Schlow, Alexander F.
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

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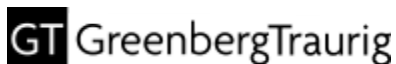
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Great, thank you. Just circulated a Zoom invite—please reach out if you did not receive and/or have any issues.

Best,

Cassidy Kim
Associate

Greenberg Traurig, LLP
101 2nd Street | Suite 2200 | San Francisco, CA 94105-3668
T +1 415.590.5133
Cassidy.Kim@gtlaw.com | www.gtlaw.com | [View GT Biography](#)



From: Nafash, Melissa <MNafash@labaton.com>
Sent: Wednesday, May 1, 2024 12:35 PM
To: Kim, Cassidy (Assoc-SFO-GvtCntr) <Cassidy.Kim@gtlaw.com>; Guyon, Rebekah S. (Shld-LA-LT) <Rebekah.Guyon@gtlaw.com>; Ballon, Ian (Shld-LA-SV-LT-IP-TECH-ENT) <Ballon@gtlaw.com>; Korn, Adam (Assoc-LA-LT) <Adam.Korn@gtlaw.com>
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Hello Cassidy,

Yes, we are available at 3pm PT. Please circulate a calendar invite.

Thanks,
Melissa

From: Cassidy.Kim@gtlaw.com <Cassidy.Kim@gtlaw.com>
Sent: Wednesday, May 1, 2024 1:56 PM
To: Nafash, Melissa <MNafash@labaton.com>; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

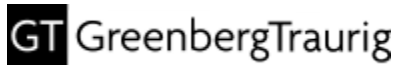
Dear Melissa:

Thank you for your response. We are reviewing your letter and processing information related to the additional claimants. In the meantime, we are available to speak with you today at 3pm PT—please let us know if this works for you and your team. If so, we can circulate an invite.

Best,

Cassidy Kim
Associate

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101 2nd Street | Suite 2200 | San Francisco, CA 94105-3668
T +1 415.590.5133
Cassidy.Kim@gtlaw.com | www.gtlaw.com | [View GT Biography](#)



From: Nafash, Melissa <MNafash@labaton.com>
Sent: Thursday, April 25, 2024 1:54 PM
To: Kim, Cassidy (Assoc-SFO-GvtCntr) <Cassidy.Kim@gtlaw.com>; Guyon, Rebekah S. (Shld-LA-LT) <Rebekah.Guyon@gtlaw.com>; Ballon, Ian (Shld-LA-SV-LT-IP-TECH-ENT) <Ballon@gtlaw.com>; Korn, Adam (Assoc-LA-LT) <Adam.Korn@gtlaw.com>
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

EXTERNAL TO GT

Counsel – sending a revised letter (the last did not include my signature). Thanks.

From: Nafash, Melissa
Sent: Thursday, April 25, 2024 4:49 PM
To: Cassidy.Kim@gtlaw.com; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Counsel,

Please see the attached correspondence in response to your letter and as notification of additional claimants. Additionally, please let me know if you are available for a call this week.

Sincerely,

Melissa

From: Cassidy.Kim@gtlaw.com <Cassidy.Kim@gtlaw.com>
Sent: Thursday, March 7, 2024 3:41 PM
To: Nafash, Melissa <MNafash@labaton.com>; Gardner, Jonathan <JGardner@labaton.com>; Schlow, Alexander F. <ASchlow@labaton.com>
Cc: Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com
Subject: [EXTERNAL]Response Letter to Labaton Keller

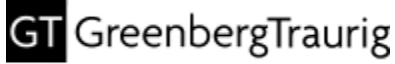
Counsel,

Please find attached correspondence from Rebekah S. Guyon in response to your notices of claims dated February 9, 2024 and February 22, 2024.

Best,

Cassidy Kim
Associate

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EXHIBIT C

Schlow, Alexander F.

From: Cassidy.Kim@gtlaw.com
Sent: Friday, May 3, 2024 10:47 AM
To: Nafash, Melissa; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com;
Adam.Korn@gtlaw.com
Cc: Schlow, Alexander F.
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

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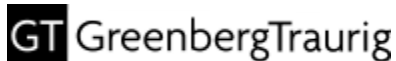
Melissa and Alexander,

Appreciate the discussion on Wednesday. Further to our call, we conferred with our client and are agreeable to a tolling agreement. We can put together the draft terms on our end and circulate for your review.

Best,

Cassidy Kim
Associate

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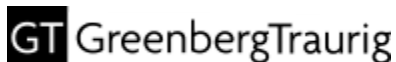
From: Kim, Cassidy (Assoc-SFO-GvtCntr)
Sent: Wednesday, May 1, 2024 12:42 PM
To: 'Nafash, Melissa' <MNafash@labaton.com>; Guyon, Rebekah S. (Shld-LA-LT) <Rebekah.Guyon@gtlaw.com>; Ballon, Ian (Shld-LA-SV-LT-IP-TECH-ENT) <Ballon@gtlaw.com>; Korn, Adam (Assoc-LA-LT) <Adam.Korn@gtlaw.com>
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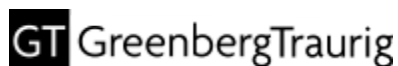
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Best,

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Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

EXTERNAL TO GT

Counsel – sending a revised letter (the last did not include my signature). Thanks.

From: Nafash, Melissa
Sent: Thursday, April 25, 2024 4:49 PM
To: Cassidy.Kim@gtlaw.com; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com

Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Counsel,

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Sincerely,

Melissa

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Sent: Thursday, March 7, 2024 3:41 PM
To: Nafash, Melissa <MNafash@labaton.com>; Gardner, Jonathan <JGardner@labaton.com>; Schlow, Alexander F. <ASchlow@labaton.com>
Cc: Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com
Subject: [EXTERNAL]Response Letter to Labaton Keller

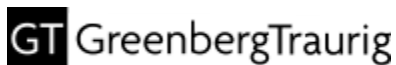
Counsel,

Please find attached correspondence from Rebekah S. Guyon in response to your notices of claims dated February 9, 2024 and February 22, 2024.

Best,

Cassidy Kim
Associate

Greenberg Traurig, LLP
101 2nd Street | Suite 2200 | San Francisco, CA 94105-3668
T +1 415.590.5133
Cassidy.Kim@gtlaw.com | www.gtlaw.com | [View GT Biography](#)



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EXHIBIT D

Schlow, Alexander F.

From: Nafash, Melissa
Sent: Wednesday, May 22, 2024 3:24 PM
To: Ballon@gtlaw.com
Cc: Cassidy.Kim@gtlaw.com; Rebekah.Guyon@gtlaw.com; Adam.Korn@gtlaw.com; Schlow, Alexander F.
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Counsel –

Following up. Please send us your edits.

Thanks,
Melissa

From: Ballon@gtlaw.com <Ballon@gtlaw.com>
Sent: Friday, May 17, 2024 12:05 PM
To: Nafash, Melissa <MNafash@labaton.com>
Cc: Cassidy.Kim@gtlaw.com; Rebekah.Guyon@gtlaw.com; Adam.Korn@gtlaw.com; Schlow, Alexander F. <ASchlow@labaton.com>
Subject: Re: [EXTERNAL]Response Letter to Labaton Keller

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We will send edits hopefully later today

Ian C. Ballon
Co-Chair, Global Intellectual Property & Technology Practice Group
Greenberg Traurig LLP

East Palo Alto Direct Dial: (650) 289-7881
LA Direct Dial: (310) 586-6575

1900 University Avenue
5th Floor
East Palo Alto, CA 94303
Main number: (650) 328-8500
Direct fax: (650) 462-7881

1840 Century Park East
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Los Angeles, CA 90067
Main number: (310) 586-7700
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Ballon@GTLaw.com
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LAWYER OF THE YEAR:

Information Technology Law

Los Angeles, 2013, 2016, 2020, 2022, 2023

Technology Law

Los Angeles, 2018, 2020

Information Technology Law

San Jose, 2019



Top 100

Northern California



LAW360, REGIONAL

POWERHOUSE

California, 2022

On May 17, 2024, at 8:39 AM, Nafash, Melissa <MNafash@labaton.com> wrote:

Thanks, Ian. Please let us know if we are in agreement on the terms contained in the agreement I circulated or if you have edits.

From: Ballon@gtlaw.com <Ballon@gtlaw.com>

Sent: Friday, May 17, 2024 11:27 AM

To: Nafash, Melissa <MNafash@labaton.com>

Cc: Cassidy.Kim@gtlaw.com; Rebekah.Guyon@gtlaw.com; Adam.Korn@gtlaw.com; Schlow, Alexander F. <ASchlow@labaton.com>

Subject: Re: [EXTERNAL]Response Letter to Labaton Keller

We are interested in concluding a tolling agreement

Ian C. Ballon

Co-Chair, Global Intellectual Property & Technology Practice Group
Greenberg Traurig LLP

East Palo Alto Direct Dial: (650) 289-7881

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LAWYER OF THE YEAR:

Information Technology Law

Los Angeles, 2013, 2016, 2020, 2022, 2023

<image003.png>

Technology Law

Los Angeles, 2018, 2020

Information Technology Law

San Jose, 2019

<image004.png>

Top 100

Northern California

<image005.png>

**LAW360, REGIONAL
POWERHOUSE
California, 2022**

On May 17, 2024, at 8:09 AM, Nafash, Melissa <MNafash@labaton.com> wrote:

Counsel,

Following up on our call and attaching a proposed tolling agreement. Please let us know if 23andMe intends to engage in this agreement.

Thanks,
Melissa

From: Cassidy.Kim@gtlaw.com <Cassidy.Kim@gtlaw.com>

Sent: Wednesday, May 1, 2024 3:42 PM

To: Nafash, Melissa <MNafash@labaton.com>; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com

Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Great, thank you. Just circulated a Zoom invite—please reach out if you did not receive and/or have any issues.

Best,

Cassidy Kim
Associate

Greenberg Traurig, LLP
101 2nd Street | Suite 2200 | San Francisco, CA 94105-3668
T +1 415.590.5133
Cassidy.Kim@gtlaw.com | www.gtlaw.com | [View GT Biography](#)

<image001.png>

From: Nafash, Melissa <MNafash@labaton.com>
Sent: Wednesday, May 1, 2024 12:35 PM
To: Kim, Cassidy (Assoc-SFO-GvtCntr) <Cassidy.Kim@gtlaw.com>; Guyon, Rebekah S. (Shld-LA-LT) <Rebekah.Guyon@gtlaw.com>; Ballon, Ian (Shld-LA-SV-LT-IP-TECH-ENT) <Ballon@gtlaw.com>; Korn, Adam (Assoc-LA-LT) <Adam.Korn@gtlaw.com>
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Hello Cassidy,

Yes, we are available at 3pm PT. Please circulate a calendar invite.

Thanks,
Melissa

From: Cassidy.Kim@gtlaw.com <Cassidy.Kim@gtlaw.com>
Sent: Wednesday, May 1, 2024 1:56 PM
To: Nafash, Melissa <MNafash@labaton.com>; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Dear Melissa:

Thank you for your response. We are reviewing your letter and processing information related to the additional claimants. In the meantime, we are available to speak with you today at 3pm PT—please let us know if this works for you and your team. If so, we can circulate an invite.

Best,

Cassidy Kim
Associate

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101 2nd Street | Suite 2200 | San Francisco, CA 94105-3668
T +1 415.590.5133
Cassidy.Kim@gtlaw.com | www.gtlaw.com | [View GT Biography](#)

<image001.png>

From: Nafash, Melissa <MNafash@labaton.com>
Sent: Thursday, April 25, 2024 1:54 PM
To: Kim, Cassidy (Assoc-SFO-GvtCntr) <Cassidy.Kim@gtlaw.com>; Guyon, Rebekah S. (Shld-LA-LT) <Rebekah.Guyon@gtlaw.com>; Ballon, Ian (Shld-LA-SV-LT-IP-TECH-ENT) <Ballon@gtlaw.com>; Korn, Adam (Assoc-LA-LT) <Adam.Korn@gtlaw.com>
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

EXTERNAL TO GT

Counsel – sending a revised letter (the last did not include my signature). Thanks.

From: Nafash, Melissa
Sent: Thursday, April 25, 2024 4:49 PM
To: Cassidy.Kim@gtlaw.com; Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com
Cc: Schlow, Alexander F. <ASchlow@labaton.com>
Subject: RE: [EXTERNAL]Response Letter to Labaton Keller

Counsel,

Please see the attached correspondence in response to your letter and as notification of additional claimants. Additionally, please let me know if you are available for a call this week.

Sincerely,

Melissa

From: Cassidy.Kim@gtlaw.com <Cassidy.Kim@gtlaw.com>
Sent: Thursday, March 7, 2024 3:41 PM
To: Nafash, Melissa <MNafash@labaton.com>; Gardner, Jonathan <JGardner@labaton.com>; Schlow, Alexander F. <ASchlow@labaton.com>
Cc: Rebekah.Guyon@gtlaw.com; Ballon@gtlaw.com; Adam.Korn@gtlaw.com
Subject: [EXTERNAL]Response Letter to Labaton Keller

Counsel,

Please find attached correspondence from Rebekah S. Guyon in response to your notices of claims dated February 9, 2024 and February 22, 2024.

Best,

Cassidy Kim
Associate

Greenberg Traurig, LLP
101 2nd Street | Suite 2200 | San Francisco, CA 94105-3668
T +1 415.590.5133
Cassidy.Kim@gtlaw.com | www.gtlaw.com | [View GT Biography](#)

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<23andMe - draft tolling agreement.docx>

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